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100TH CONGRESS
2d Session

SENATE

REPORT
100-477

PROVIDING FOR THE ESTABLISHMENT OF AN ECONOMIC DEVELOPMENT PLAN FOR, AND FEDERAL SERVICES AND ASSISTANCE TO, THE NORTHWESTERN BAND OF THE SHOSHONI NATION, AND FOR OTHER PURPOSES

AUGUST 10, 1988.—Ordered to be printed

Mr. INOUYE, from the Select Committee on Indian Affairs, submitted the following

REPORT

[To accompany H.R. 2370]

The Select Committee on Indian Affairs, to which was referred the bill (H.R. 2370) to provide for the establishment of an economic development plan for, and Federal services and assistance to, the Northwestern Band of the Shoshoni Nation, and for other purposes having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE

The purpose of H.R. 2370 is to authorize the Secretary of the Interior to undertake a feasibility study for the formulation of an economic development plan for the Northwestern Band of the Shoshoni Nation of Washakie, Utah.

BACKGROUND AND NEED

The Northwest Shoshoni Nation is a small Band of Shoshoni Indians numbering about 300 persons. Their principle place of residence is in northern Utah and southern Idaho. In the late 1800's and early 1900's the very limited land base accorded these people was almost entirely lost through the sale of their allotments, or through tax sales. Only four allotments remain in trust today. Due to the isolation of the members of the Band and their very limited land base, this Band of Indians receives almost no Federal services,

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including services from the Bureau of Indian Affairs and services from the Indian Health Service.

H.R. 2370 provides that the Secretary of the Interior shall enter into negotiations with the tribal council with respect to establishing a plan for economic development for the tribe and develop such plan not later than two years from the date of enactment of this Act. The plan will then be submitted to the Congress. The plan anticipates establishment of a limited land base for this tribe, as well as provision of Federal services.

LEGISLATIVE HISTORY

H.R. 2370 was introduced in the House of Representatives by Mr. Wayne Owens of Utah on May 11, 1987, and was referred to the Committee on Interior and Insular Affairs for consideration. H.R. 2370 was reported out by the Committee on December 9, 1987, without amendment, and was passed by the House of Representatives on December 14, 1987. The bill was received in the Senate on December 15, 1987, and was referred to the Select Committee on Indian Affairs for consideration.

On December 3, 1987, a companion bill, S. 1918, was introduced in the Senate by Senator Garn, which was referred to the Select Committee for consideration. On July 29, 1988, the Select Committee on Indian Affairs, in open business session, by a unanimous vote of a quorum present, adopted H.R. 2370 and ordered the bill reported with a recommendation that the bill be adopted by the Senate without amendment.

COMMITTEE RECOMMENDATION AND TABULATION OF VOTE

In open business session on July 29, 1988, the Select Committee on Indian Affairs, by a unanimous vote of a quorum present, adopted H.R. 2370 and ordered the bill reported with a recommendation that the Senate adopt the bill without amendment.

SECTION-BY-SECTION ANALYSIS

Section 1. This section provides that this Act may be cited as the "Economic Development Plan for the Northwestern Band of the Shoshoni Nation Act".

Section 2. This section provides for the development of an economic development plan for the Northwestern Band of the Shoshoni Nation.

Subsection (a) provides that the Secretary of the Interior shall enter into negotiations with the tribal council for establishing a plan, including the provision of Federal services to the tribe; that the plan shall be developed within two years from the date of enactment of this Act; and that upon approval of the plan by the tribal council, and after consultation with State and local officials as required in Section 3 of the Act, the Secretary shall submit the plan to Congress.

Subsection (b) provides for notification and consultation with State and local interests in the development of the plan.

Subsection (c) provides for protection of vested legal interests with respect to any lands or real property that may be involved in the plan that may be developed and submitted to the Congress.

Subsection (d) provides that the Secretary shall append to the plan submitted to the Congress a list of the names of each individual and official consulted under subsection (b), and a summary of the testimony received by the Secretary under such consultation, including any written comments or reports submitted to the Secretary by any of the persons listed.

Section 3. This section provides certain definitions of terms in the Act.

COST AND BUDETARY CONSIDERATIONS

The cost estimate for H.R. 2370 as provided by the Congressional Budget Office, is set forth below:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, August 5, 1988.

Hon. DANIEL K. INOUYE,
Chairman, Select Committee on Indian Affairs
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has reviewed H.R. 2370, the Economic Development Plan for the Northwestern Band of the Shoshoni Nation Act, as ordered reported by the Senate Select Committee on Indian Affairs, July 29, 1988. CBO estimates that implementation of this bill would cost the federal government about $200,000.

H.R. 2370 would require that the Secretary of the Interior enter into negotiations with the tribal council of the Northwestern Band of the Shoshoni Nation to establish a plan for economic development of the tribe, and to develop such a plan within two years of enactment of this bill. Based on information from the Department of the Interior, CBO estimates that the establishment and development of this plan would cost about $200,000, largely in fiscal years 1989 and 1990.

No costs would be incurred by state or local governments as a result of enactment of this bill.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Mitch Rosenfeld, who can be reached at 226–2860.

Sincerely,

JAMES L. BLUM,
Acting Director.

REGULATORY IMPACT STATEMENT

Paragraph 11(b) of Rule XXVI of the Standing Rules of the Senate requires each report accompanying a bill to evaluate the regulatory and paperwork impact that would be incurred in carrying out the bill. The committee believes the H.R. 2370 will have no regulatory or paperwork impact.

EXECUTIVE COMMUNICATIONS

The Committee has not received any communications from the Executive branch with respect to H.R. 2370.

CHANGES IN EXISTING LAW

In compliance with subsection 12 of rule XXVI of the Standing Rules of the Senate, the Committee states that enactment of H.R. 2370 will not result in any changes in existing law.

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